

Notice of Allowability

Application No.

10/628,422

Examiner

Michelle (Shelley) Thomson

Applicant(s)

JACKSON, JONATHAN D.

Art Unit

3641

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 7/29/03.
2. ☒ The allowed claim(s) is/are 1-20.
3. ☐ The drawings filed on _____ are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 6. ☒ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☒ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date 6/24/04.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date 7/29/03
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____.
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.

DETAILED ACTION

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Warren Edmonds on 6/24/04.

The application has been amended as follows:

In the title delete "IMPROVED"

In the specification page 1, line 1 delete "an improved" and insert --a--; page 5, line 11-12 change "an improved" to --a--; line 19 delete "improved", line 22 delete "improved"; page 6, line 2 delete "improved", line 4 delete "improved", line 6 delete "improved", line 8 delete "improved", line 14 delete "improved", line 20 delete "improved"; page 21 line 23 after "paddle" insert --420--; page 12, line 3 after "paddle" insert --420--, line 4 after "paddle" insert --420--, line 5 after "paddle" insert --420--.

In the claims:

Claim 1, line 1 delete "a general An improved" and insert --A--, line 9 delete "means" and insert --an elongated slot--, line 14 delete "means" and insert --elongated slot--, line 15 delete "the" and insert --a--, line 19 delete "the" and insert --a--, insert --a-- prior to "shotgun", change "shells" to --shell--, line 24 delete "means" and insert --protrusions--.

Claim 2, line 2 delete "means" and insert --structure--, delete "-type".

Claim 7, starting at line 2 delete "means for securing carrier attaching elements comprises" and "of said housing having" and insert --comprises-- following "sidewalls".

Claim 10, starting at line 2 delete "means for securing carrier attaching elements comprises" and "of said housing having" and insert --comprises-- following "sidewalls".

Claim 14, line 2 delete "Folbus-type".

Claim 15, line 1 delete "An improved" and insert --A--, line 9 delete "means" and insert -elongated slot--, line 14 delete "means" and insert --elongated slot--, line 30 delete "means" and insert --protrusions--, line 31 delete --means for securing carrier attaching elements comprises--.

Claim 19, line 2 delete "Folbus-type".

Claim 20, line 2 delete "means" and insert --elongated slot--.

2. The following changes to the drawings have been approved by the examiner and agreed upon by applicant: In Figure 11 reference 420 has been added to indicate the paddle. In order to avoid abandonment of the application, applicant must make these above agreed upon drawing changes.

3. Claims 1-20 are allowed.

4. The following is an examiner's statement of reasons for allowance: The prior art of record does not anticipate the claimed shotgun shell carrier comprising a rectangular housing, a spring structure, an elongated slot formed within the housing for receiving and securing a pair of opposing feeding lips, each feeding lip having curved spring fingers separated by a finger slot and a flat portion, each side wall having an extension extending beyond an open end of the housing with an internal recess extending from a point adjacent the open end of the housing, each extension including a beveled opening having a diameter slightly greater than a diameter of

Art Unit: 3641


a shotgun shell and a blocking member pivotally mounted within each of the internal recess, each blocking member including a paddle portion, a neck portion and a ring-shaped portion.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

5. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Puckett (US Patent # 2,779,522), Singleton (US Patent # 2,789,727), Williams (US Patent # 2,837,258), Conti (US Patent # 3,105,611), Ferguson (US Patent # 574,531), Blask (US Patent # 3,219,244), Hultstrum (US Patent # 3,248,007), Spooner (US Patent # 3,283,954), and Feis (US Patent # 4,381,845).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Michelle (Shelley) Thomson whose telephone number is 703.306.4176. The examiner can normally be reached on Monday thru Thursday 9-5.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael Carone can be reached on 703.306.4198. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

 ACTING SPE 3641

Art Unit: 3641

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

mrt